

Andrew L. Morrison (AM-1071)  
K & L GATES LLP  
599 Lexington Avenue  
New York, New York 10022  
212-536-3900  
Attorneys for Defendant Mark Wovansiker

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X

SECURITIES & EXCHANGE COMMISSION,

Plaintiff,

v.

JOHN MICHAEL KELLY, et al.,

Defendants.

Case No. 08-cv-04612  
(ECF case)

----- X

**MOTION TO ADMIT COUNSEL PRO HAC VICE**

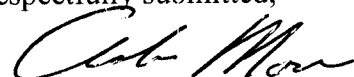
Andrew L. Morrison, a member in good standing of the bar of this Court, respectfully seeks an Order, PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Court for the Southern District of New York, allowing the admission pro hac vice of

Applicant's Name:	Stephen G. Topetzes
Firm Name:	K & L Gates LLP
Address:	1600 K. Street, N.W.
City/State/Zip:	Washington, D.C. 20006
Telephone:	(202) 778-9328
Fax:	(202) 778-9100
Email Address:	stephen.topetzes@klgates.com

Stephen G. Topetzes is a member in good standing of the Bars of the State of Wisconsin and District of Columbia. There are no pending disciplinary proceedings against Mr. Topetzes in any State or Federal court.

Dated: July 16, 2008  
New York, New York

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Andrew L. Morrison", is written over a horizontal line.

Andrew L. Morrison  
SDNY Bar Code: AM-1071  
K & L Gates LLP  
599 Lexington Avenue  
New York, NY 10022-6030  
Tel.: (212) 536-3941  
Fax: (212) 536-3901

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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SECURITIES & EXCHANGE COMMISSION,	:	
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Plaintiff,	:	Case No. 08-cv-04612
	:	(ECF case)
v.	:	
	:	
JOHN MICHAEL KELLY, et al.,	:	
	:	
Defendants.	:	
	:	
----- X	:	

**AFFIDAVIT OF ANDREW L. MORRISON**  
**IN SUPPORT OF MOTION TO ADMIT COUNSEL PRO HAC VICE**

STATE OF NEW YORK     )  
                                  ) ss.  
COUNTY OF NEW YORK )

ANDREW L. MORRISON, being duly sworn, deposes and says:

1. I am an attorney duly admitted to practice before the courts of this State and a Partner of the law firm of K & L Gates LLP, counsel for Defendant Mark Wovsaniker in this action.

2. I respectfully submit this affidavit in support of the motion to admit my colleague, Stephen Gregory Topetzes, of K & L Gates Ellis LLP, 1600 K. Street, N.W., Washington, D.C., 20006, Telephone: 202.778.9328, Fax: 202.778.9100, pro hac vice.

3. Mark Wovsaniker requests that Mr. Topetzes appear on his behalf in this action. Mr. Topetzes is familiar with Mark Wovsaniker and the facts at issue in this litigation. He is a member in good standing of the Bars of the State of Wisconsin and District of Columbia,

which are attached hereto as Exhibit A.

4. I respectfully submit a proposed order granting the admission of Stephen Gregory Topetzes, pro hac vice, which is attached hereto as Exhibit B.

WHEREFORE, it is respectfully requested that the motion to admit Stephen Gregory Topetzes pro hac vice be granted.

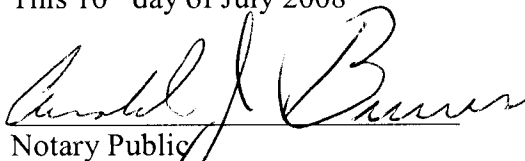
Dated: New York, New York  
July 16, 2008




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Andrew L. Morrison

Subscribed and sworn to before me  
This 16<sup>th</sup> day of July 2008



Notary Public

ARNOLD J. BURRUS  
Notary Public, State of New York  
No. 41-4720413  
Qualified in Queens County  
Certificate Filed in New York County  
Commission Expires March 30, 2010 





David R. Schanker  
Clerk

# WISCONSIN SUPREME COURT

## OFFICE OF THE CLERK

110 E. Main Street, Suite 215

P.O. Box 1688

Madison, WI 53701-1688

Telephone: 608-266-1880

TTY: 800-947-3529

Fax: 608-267-0640

<http://www.wicourts.gov>

## CERTIFICATE OF GOOD STANDING

*I, David R. Schanker, Clerk of the Supreme Court of Wisconsin certify that the records of this office show that:*

**STEPHEN G. TOPETZES**

*was admitted to practice as an attorney within this state on September 15, 1988 and is presently in good standing in this court.*

*Dated: June 25, 2008*

A handwritten signature in black ink, appearing to read "DRS", followed by a horizontal line.

DAVID R. SCHANKER  
Clerk of Supreme Court

**United States District Court  
for the District of Columbia  
CLERK'S OFFICE  
333 Constitution Avenue, NW  
Washington, DC 20001**

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I, **NANCY M. MAYER-WHITTINGTON**, Clerk of the United States  
District Court for the District of Columbia, do hereby certify that:

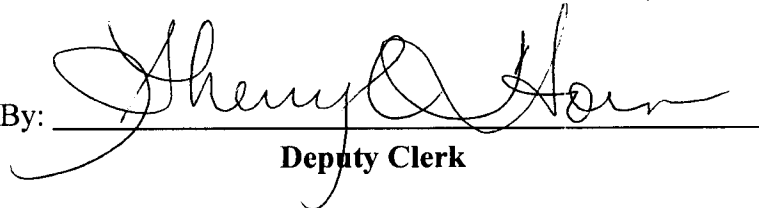
**STEPHEN G. TOPETZES**

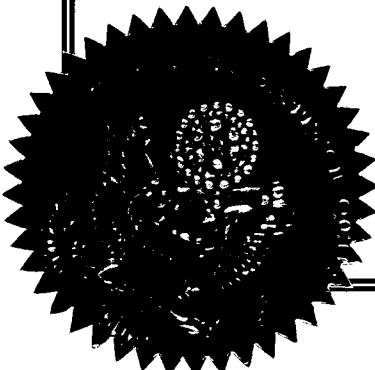
was, on the 10<sup>th</sup> day of January A.D. 1994 admitted to practice as an Attorney  
at Law at the Bar of this Court, and is, according to the records of this Court, a  
member of said Bar in good standing.

In Testimony Whereof, I hereunto subscribe my name and affix the seal of said Court  
in the City of Washington this 24<sup>th</sup> day of June A.D. 2008.

**NANCY M. MAYER-WHITTINGTON, CLERK**

By: \_\_\_\_\_

  
Deputy Clerk







UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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SECURITIES & EXCHANGE COMMISSION,	:	
	:	
Plaintiff,	:	Case No. 08-cv-04612
	:	(ECF case)
v.	:	
	:	
JOHN MICHAEL KELLY, et al.,	:	
	:	
Defendants.	:	
	:	
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**ORDER FOR ADMISSION PRO HAC VICE**

Upon the motion of Andrew L. Morrison, and said sponsor attorney's affidavit in support;

**IT IS HEREBY ORDERED** that

Applicant's Name:	Stephen G. Topetzes
Firm Name:	K & L Gates LLP
Address:	1600 K. Street, N.W.
City/State/Zip:	Washington, D.C. 20006
Telephone:	(202) 778-9328
Fax:	(202) 778-9100
Email Address:	stephen.topetzes@klgates.com

is admitted to practice pro hac vice as counsel for Defendant Mark Wovsaniker in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing

(ECF) system, counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov).

Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated: July \_\_, 2008  
New York, New York

---

U.S. District Judge

Andrew L. Morrison (AM-1071)  
 K & L GATES LLP  
 599 Lexington Avenue  
 New York, New York 10022  
 212-536-3900  
 Attorneys for Defendant Mark Wovansiker

UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF NEW YORK

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SECURITIES & EXCHANGE COMMISSION,	:	<b><u>AFFIDAVIT OF SERVICE</u></b>
	:	
Plaintiff,	:	
	:	
v.	:	
	:	
JOHN MICHAEL KELLY, et al.,	:	
	:	
Defendants.	:	
	:	
-----	X	

STATE OF NEW YORK        )  
                                       ) ss.:  
 COUNTY OF NEW YORK     )

**DEBORAH J. MEYERS**, being duly sworn, deposes and says:

1. I am not a party to the action, am over 18 years of age and employed by Kirkpatrick & Lockhart Preston Gates Ellis LLP, 599 Lexington Avenue, New York, New York 10022.
2. On the 16<sup>th</sup> day of July, 2008, I caused to be served true copies of the Motion to Admit Stephen G. Topetzes Pro Hac Vice, via First Class Mail by depositing said documents, enclosed in postage paid, properly addressed envelope, in an official depository

under the exclusive care and custody of the United States Post Office Department within the State of New York, addressed to the following:

**Richard Sung Hong**

Division of Enforcement  
U.S. Securities and Exchange Commission  
100 F. Street, N.E.  
Washington, D.C. 20549  
*Counsel for Plaintiff*

**Jonathan R. Tuttle**

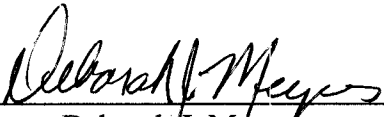
Debevoise & Plimpton LLP  
555 13<sup>th</sup> Street, N.W.  
Washington, D.C. 20004  
*Counsel for Defendant John Michael Kelly*

**Gregory G. Little**

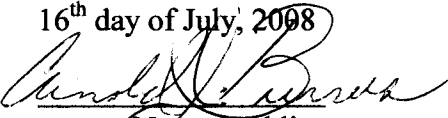
Hunton & Williams LLP  
200 Park Avenue  
New York, New York 10166-0091  
*Counsel for Defendant Joseph A. Ripp*

**Mark Hulkower**

Steptoe & Johnson  
1330 Connecticut Ave., N.W.  
Washington, DC 20036  
*Counsel for Defendant Steven Rinder*

  
Deborah J. Meyers

Sworn to before me this  
16<sup>th</sup> day of July, 2008

  
Notary Public  
ARNOLD J. BURRUS  
Notary Public, State of New York  
No. 41-4720413  
Qualified in Queens County  
Certificate Filed in New York County  
Commission Expires March 30, 2012

7/28/08 *lmc*  
SCANNED

Andrew L. Morrison (AM-1071)  
K & L GATES LLP  
599 Lexington Avenue  
New York, New York 10022  
212-536-3900  
Attorneys for Defendant Mark Wovansiker

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X

SECURITIES & EXCHANGE COMMISSION,

Plaintiff,

v.

JOHN MICHAEL KELLY, et al.,

Defendants.

----- X

Case No. 08-cv-04612  
(ECF case)

**SUPPLEMENTAL AFFIDAVIT OF ANDREW L. MORRISON  
IN SUPPORT OF MOTION TO ADMIT COUNSEL PRO HAC VICE**

STATE OF NEW YORK     )  
                                  ) ss.  
COUNTY OF NEW YORK   )

ANDREW L. MORRISON, being duly sworn, deposes and says:

1. I am a Partner at K&L Gates LLP, counsel for Defendant Mark Wovsaniker in the above captioned action. I am familiar with the proceedings in this case. I make this supplemental statement pursuant to Court's Order dated July 23, 2008 and in further support of the motion, dated July 16, 2008, for an Order admitting Stephen G. Topetzes pro hac vice. I make this statement based on my personal knowledge of the facts set forth herein and in support of Defendant's motion to admit Stephen G. Topetzes as counsel pro hac vice to represent Defendant Mark Wovsaniker in this action.

2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law in January of 1988. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.

3. I have known Mr. Topetzes since September 2007.

4. Stephen G. Topetzes is a Partner at K&L Gates LLP in Washington, D.C.

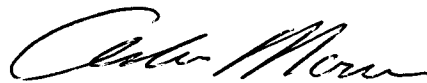
5. I have found Mr. Topetzes to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.

6. Accordingly, I am pleased to move for the admission of Stephen G. Topetzes, *pro hac vice*.

7. I respectfully submit a proposed order granting the admission of Stephen G. Topetzes, *pro hac vice*, which is attached hereto as Exhibit A.

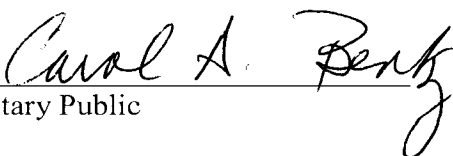
WHEREFORE, it is respectfully requested that the motion to admit Stephen G. Topetzes *pro hac vice* be granted.

Dated: New York, New York  
July 23, 2008



Andrew L. Morrison

Subscribed and sworn to before me  
This 23<sup>rd</sup> day of July 2008

  
Notary Public

CAROL A. BENTZ  
Notary Public, State of New York  
No. 41-4774105  
Qualified in Queens County  
Commission Expires June 30, 2010 10

# **EXHIBIT A**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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SECURITIES & EXCHANGE COMMISSION,	:	
	:	
Plaintiff,	:	Case No. 08-cv-04612
	:	(ECF case)
v.	:	
	:	
JOHN MICHAEL KELLY, et al.,	:	
	:	
Defendants.	:	
	:	
----- X	:	

**ORDER FOR ADMISSION PRO HAC VICE**

Upon the motion of Andrew L. Morrison, and said sponsor attorney's affidavit in support;

**IT IS HEREBY ORDERED** that

Applicant's Name:	Stephen G. Topetzes
Firm Name:	K & L Gates LLP
Address:	1600 K. Street, N.W.
City/State/Zip:	Washington, D.C. 20006
Telephone:	(202) 778-9328
Fax:	(202) 778-9100
Email Address:	stephen.topetzes@klgates.com

is admitted to practice pro hac vice as counsel for Defendant Mark Wovsaniker in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing



(ECF) system, counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov).

Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated: July \_\_, 2008  
New York, New York

---

U.S. District Judge

Andrew L. Morrison (AM-1071)  
 K & L GATES LLP  
 599 Lexington Avenue  
 New York, New York 10022  
 212-536-3900  
 Attorneys for Defendant Mark Wovansiker

UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF NEW YORK

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SECURITIES & EXCHANGE COMMISSION,

Plaintiff,

v.

JOHN MICHAEL KELLY, et al.,

Defendants.

----- X

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK        )  
                                   ) ss.:  
 COUNTY OF NEW YORK     )

**ROXANA I. BOBOC**, being duly sworn, deposes and says:

1. I am not a party to the action, am over 18 years of age and employed by K&L GATES LLP, 599 Lexington Avenue, New York, New York 10022.

2. On the 23<sup>rd</sup> day of July, 2008, I caused to be served true copies of the Supplemental Affidavit of Andrew L. Morrison in Support of Motion to Admit Stephen G. Topetzes Pro Hac Vice, via First Class Mail by depositing said documents, enclosed in postage paid, properly addressed envelope, in an official depository

under the exclusive care and custody of the United States Post Office Department within the State of New York, addressed to the following:

**Richard Sung Hong**

Division of Enforcement  
U.S. Securities and Exchange Commission  
100 F. Street, N.E.  
Washington, D.C. 20549  
*Counsel for Plaintiff*

**Jonathan R. Tuttle**

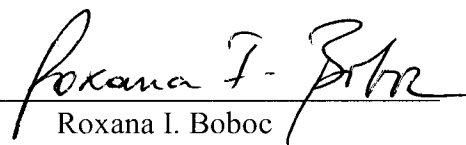
Debevoise & Plimpton LLP  
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Washington, D.C. 20004  
*Counsel for Defendant John Michael Kelly*

**Gregory G. Little**

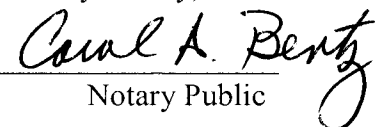
Hunton & Williams LLP  
200 Park Avenue  
New York, New York 10166-0091  
*Counsel for Defendant Joseph A. Ripp*

**Mark Hulkower**

Steptoe & Johnson  
1330 Connecticut Ave., N.W.  
Washington, DC 20036  
*Counsel for Defendant Steven Rinder*

  
Roxana I. Boboc

Sworn to before me this  
23<sup>rd</sup> day of July, 2008

  
Notary Public

CAROL A. BENTZ  
Notary Public, State of New York  
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Qualified in Queens County  
Commission Expires June 30, 20 10